

DT17/00000000 10 AUG 2002 #4

# FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
600 CONGRESS AVENUE, SUITE 2400  
AUSTIN, TEXAS 78701

HOUSTON  
WASHINGTON, D.C.  
AUSTIN  
SAN ANTONIO  
DALLAS  
NEW YORK  
LOS ANGELES  
MINNEAPOLIS  
LONDON  
HONG KONG

TELEPHONE: 512/474-5201  
FACSIMILE: 512/536-4598

STEVEN L. HIGHLANDER  
PARTNER

INTERNET ADDRESS:  
SHIGHLANDER@FULBRIGHT.COM

DIRECT DIAL: 512/536-3184

August 2, 2002

FILE: DEBE007US

EXPRESS MAIL MAILING LABEL	
NUMBER	EL 503180194 US
DATE OF DEPOSIT	August 2, 2002

## BOX PCT

Commissioner for Patents  
Washington, DC 20231

RE: *U.S. Patent Application No. 10/088,549 entitled "ASSAY TO DETECT SUBSTANCES USEFUL FOR THERAPY" – by Erik Nielsen, et al. (Client reference: GI-003 PCT/US AD/sch)*

Sir:

Please find enclosed:

- (1) A Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed June 4, 2002;
- (2) Declaration;
- (3) Power of Attorney;
- (4) Statement as Required Under 37 C.F.R. § 1.825(a) and (b) and Statement as Required Under 37 C.F.R. § 1.821(g);
- (5) Substitute computer readable form and a substitute paper copy of the sequence listing;
- (6) Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
- (7) Second Preliminary Amendment;
- (8) Check in the amount of \$130.00; and

Commissioner for Patents

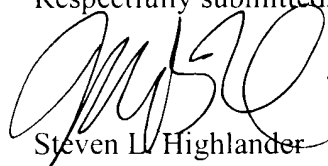
August 2, 2002

Page 2

- (9) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/DEBE:007US.

Respectfully submitted,

 *REG No 37,259*  
For  
Steven L. Highlander  
Reg. No. 37,642

SLH/jle

Encl: as noted

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Erik Nielsen, et al.

Serial No.: 10/088,549

Filed: March 15, 2002

For: ASSAY TO DETECT SUBSTANCES  
USEFUL FOR THERAPY

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: DEBE:007US

EXPRESS MAIL MAILING LABEL

NUMBER EL 503180194 US

DATE OF DEPOSIT August 2, 2002

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

**BOX PCT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), dated June 4, 2002, there are enclosed herewith:

- (a) Declaration executed on behalf of Erik Nielsen, Savvas Christoforidis, Carol Murphy, Marino Zerial, and Stefano De Renzis;
- (b) A Power of Attorney on behalf of Max-Planck-Gesellschaft zur Förderung der Wissenschaften E.V.;
- (c) A Statement as Required Under 37 C.F.R. § 1.825(a) and (b) and Statement as Required Under 37 C.F.R. § 1.821(g);

- (d) Substitute computer readable form and a substitute paper copy of the sequence listing;
- (e) Our check in the amount of \$130.00 to cover the surcharge for late filing; and
- (f) A copy of the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US).

An Assignment to Max-Planck-Gesellschaft zur Förderung der Wissenschaften E.V. and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/DEBE:007US.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,



REG No 37,259 Fa

Steven L. Highlander  
Reg. No. 37,642  
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 474-5201

Date: August 2, 2002